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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

**INCOME TAX APPEAL (LOD) NO.1145 OF 2004**

The Commissioner of Income tax ..Appellant.

V/s.

M/s.Rajendra Kumar & Co. ..Respondent.

Mr.S.M.Shah i/b.Pankaj Kapoor for appellant.

Mr.S.P. Mehta for respondent.

**CORAM : F.I.REBELLO AND**
**J.P.DEVADHAR, JJ.**

**DATED : 24TH JULY, 2007.**

**P.C. :-**

As the motion is dismissed, the appeal stands dismissed. Refund of Court fees as per rules.

Certified copy expedited.

**(F.I.REBELL0, J.)**

**(J.P.DEVADHAR, J.)**